FOR MYSORE STATE

Secrt. Old No. II-27, New No. II-15—75,000—31-1-58.

PW (1956) Department.

Ms SERIES.

Closed

G.O. No. Ms. 1345.

Dated 14.3.56.

[Despatch Abstract.]

Port Trusts - Mangalore - Delegation of powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board under sec.27(1) of the Mangalore Port Trust Act, 1953 - orders issued.

5 DEC 1955
3253
PUBLIC WORKS DEPARTMENT

GOVERNMENT OF MADRAS.

Public Works Department.
Memorandum No.1650-XF/55-4 dated 28th November 1955.

Sub:- Port Trusts - Mangalore - Section 22 of Mangalore Port Trust Act, 1963 - Delegation of powers to Vice -Chairman.

Ref:-From the Chairman, Mangalore Port Trust letter No. 1383/55-1 dated 17-9-55.

The Chairman, Mangalore Port Trust is informed that of the powers proposed to be delegated to the Vice Chairman under section 22 of the Mangalore Port Trust Act, 1953, only the following could be delegated to him under the said section:-

(1) to sign all routine correspondence and returns due to Government.

(2) To sanction increments to subordinates coming under the last grade service subject to confirmation by the Chairman.

(3) To sanction contingent expenditure upto Rs.50/- in each case.

and (4) To sign marine licences for lands leased out for marine purposes after approval by the Port Trust Board.

The Chairman may delegate the above powers to the Vice-Chairman. The prior approval of the Government for such delegation is not necessary, but such delegation will thereafter be subject to the control of the Government. The Chairman may take action accordingly and submit a copy of such delegation to Government for their information.

2.As regards the following delegations to the Vice-Chairman, the Chairman, Mangalore Port Trust is informed that such delegation has to be ordered only under section 27(1) of the Mangalore Port Trust Act, 1953 and not under section 22 of the Act.

(1) To make appointments to posts sanctioned by the Mangalore Port Trust Board, the pay of which does not exceed Rs.30/- and

(2) To sanction earned and unearned leave without substitutes to subordinates under the Port Trust Board subject to confirmation by the Chairman.

The above purpose could therefore be achieved either by amending any orders issued by Government under section 27(1) of the Act or by issuing necessary orders under the section if no orders have so far been issued by Government under the said section. The Chairman, Mangalore Port Trust, is accordingly requested to submit necessa y proposals to Government for their consideration. A copy of G.O.Ms.No.813 P.W. dated 3-3-1955 issued in the case of the Tuticorin Port Trust is furnished herewith to the Chairman, Mangalore Port Trust for information.

A.J.Chandy,
Asst.Secretary to Government.

To the Chairman, Mangalore Port Trust (with copy of G.O.)
Copy to L.Section, P.W.D. (with reference to para.2)

Forwarded/By Order/

Superintendent.

G.J.29-11.

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3253 ... G.O 873 dated 4/7/55 S/F on 31/7/55

PWD(L3)

The proposals referred to at x' plants from the Mangalore Port Trust may be awaited till 15.1.56

AB
18.12.55

13/17/55

15/7/55

No. 1383/55-4

MANGALORE PORT TRUST

3

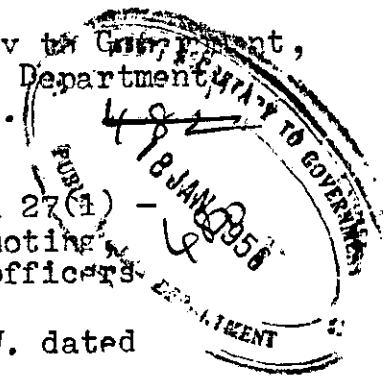
P.B.No.146, Mangalore I.
Dated January 1956.

From

The Chairman,
Mangalore Port Trust,
Mangalore.

To

The Secretary to Government,
Public Works Department,
M A D R A S .



Sir,

Subject: Mangalore Port Trust Act - Section 27(1) - Delegation of powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board - regarding -

Ref: Government Memo No.1650.XF/55.4 P.W. dated 28.11.1955.

****

With reference to Government Memo cited above I herewith enclose a copy of Board's Resolution No.228 dated 10.1.1956 together with a copy of the Chairman's note dated 22.12.1955 for favour of Government's consideration and request that the Government may be pleased to approve the proposal of the Board for delegation of Powers to the Chairman and the Vice Chairman of the Board under Section 27(1) of the Mangalore Port Trust Act 1953.

Yours faithfully,

Chairman.

NA.12/1.

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Copy of Resolution No.228 of the Mangalore Port Trust Board, dated 10th January 1956.

*****

228. Mangalore Port Trust – Delegation of powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board under Section 27(1) of the Mangalore Port Trust Act.

Read Government Memo No.1650 XF/55.4 dated 28.11.1955 and Chairman's proposals thereon.

"APPROVED FOR SUBMISSION TO GOVERNMENT".

(Copy)

Secretary.

Mangalore Port Trust.)
Dated 12th January 1956.)

NA.12.

NOTE TO THE MANGALORE PORT TRUST BOARD:

Mangalore Port Trust – Delegation of Powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board under Section 27(1) of the Mangalore Port Trust Act.

Government Memo No.1650.XF/55.4 dated 28th November 1955.

******

It is proposed to address Government to delegate following Powers to the Chairman and Vice-Chairman of Mangalore Port Trust under Section 27 of the Act.

	Authority authorised to exercise the powers and restrictions if any, imposed.	Appellate authority.
1. Power to make appointments or promotions in the case of all officers and servants of the Board, except the officers mentioned in section 28 of the Act.	Chairman.	
2. Power to grant casual leave or leave under Fundamental Rules or the Madras Leave Rules to any officer or servant of the Board.	Chairman or in his absence from Head-quarters the Vice-Chairman.	
3. Power to suspend, dismiss, fine or reduce any officer or servant of the Board except officers mentioned in Section 28 of the Act.	Chairman or in his absence from Head-quarters, Vice Chairman.	The trustees of the Port of Mangalore.
4. Power to dispense with the services of any officer or servant of the Board by reason of such Officer's or servant's own misconduct except officers mentioned in Section 28 of the Act.	Chairman or in his absence from Head-quarters, Vice-Chairman.	The trustees of the Port of Mangalore.
5. Power to dispense with the services of any officer or servant of the Board otherwise than by reason of such officers or servant's own misconduct or permitting to retire or accepting the resignation of any officer or servant who is entitled to pension or provident fund, except officers mentioned in Section 28 of the Act.	The Chairman or in his absence from Head-quarters the Vice-Chairman shall pass orders subject to the approval of the Trustees of the Port of Mangalore.	Trustees of the Port of Mangalore.

Note: The delegation of Powers are subject to the regulations framed under Section 25 of the Act and the Schedule for the time being in force framed by the Board under Section 24 the Act.

The powers proposed to be delegated are similar to those delegated to the Chairman and Vice-Chairman of the Tuticorin Port Trust in G.O.Ms.No.813 P.W. dated 3.3.1955.

For favour of consideration of the Board.

Mangalore Port Trust.
Dated 22nd December 1955.

(Sd) M.G.Rajaram,
22/12,
Chairman.

(Copy)

Secretary

Mangalore, 12.1.56.

P.W.D.(L3)

PORT TRUSTS - Mangalore - Delegation of powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board under Sec.27(1) of the Mangalore Port Trust Act, 1953 - Orders issued.

Read:-

From the Chiarman, Mangalore Port Trust, No. ~~dated~~ 1383/P.T. dated 14.1.56.

G.O.Ms.No. 1345 dated 14-3-56

Under sub-section (1) of section 27 of the Mangalore Port Trust Act, 1953, the Governor of Madras hereby directs that the Chairman and Vice Chairman of the Board shall exercise the powers mentioned in the Appendix to this order subject to the ~~restricts~~ restrictions indicated therein.

To The Chairman, Mangalore Port Trust,
To The State Port Officer, Madras.
To The A.G.Madras.
To The Exmr.of L.F.A.
To the M sec.
2 spare copies

Appendix

APPENDIX.

Powers which the Chairman and Vice-Chairman of the Mangalore Port Trust are allowed to exercise under Section 27 of the Act.

Nature of power (1)	Authority authorised to exercise the powers and restrictions, if any, imposed. (2)	Appellate authority. (3)
1. Power to make appointment or promotions in the case of all officers and servants of the Board, except the officers mentioned in section 28 of the Act.	Chairman	
2. Power to grant casual leave or leave under the F.Rs or the Madras Leave Rules to any officer or servant of the Board.	Chairman or in his absence from Head-quarters, the Vice-Chairman.	
3. Power to suspend, dismiss, fine or reduce any officer or servant of the Board except officers mentioned in Sec 28 of the Act.	Chairman or in his absence from Head-quarters, the Vice-Chairman.	The trustees of the Port of Mangalore.
4. Power to dispense with the services of any officer or servant of the Board by reason of such officer's or servant's own misconduct, except officers mentioned in Sec 28 of the Act.	Chairman or in his absence from Head-quarters Vice-Chairman.	The Trustees of the Port of Managalore.

p.t.o.

(1)	(2)	(3)
5. Power to dispense with the services of any officer or servant of the Board otherwise than by reason of such officer's or servant's own misconduct or permitting to retire or accepting the resignation of any officer or servant who is entitled to pension or provident fund, except officers mentioned in Section 28 of the Act.	The Chairman or in his absence from Headquarters the Vice-Chairman shall pass orders subject to the approval of the Trustees of the Port of Managalore.	The trustees of the Port of Mangalore.

Note:-- The delegations hereby made are subject to the regulations formed under Section 25 of the Act and the Schedule for the time being in force framed by the Board under Section 24 of the Act.

P.W.D.(L3).

Sub:- Mangalore Port Trust - Delegation of powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Board under Sec.27(1) of the Mangalore Port Trust Act.

Ref:- Govt.Memo.No.1650x-F/55-4 dt.28.11.55.

From the Chairman, Mangalore Port Trust,Lr. No.1383/55-4 dated 14-1-56.

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The Chairman, Mangalore Port Trust has submitted proposals for delegating powers of appointing, promoting punishing or granting of leave etc. to officers and servants of the Mangalore Port Trust Board under section 27(1) of the Act. The Mangalore Port Trust Board has approved and submitted the proposals to the Govt. It is submitted that the powers proposed to be ~~delaged~~ delegated are similar to those delegated to the Chairman and vice Chairman of the Tuticorin Port Trust in G.O.Ms.No.813 P.W.dated 3.3.55.

2. In the circumstances the proposals of the Board may be approved. A draft order is submitted for approval

3. Public (Services) Finance and Law Departments may see prior to circulation.

Pub (Ser) / Fin / Law

Public Services - (3) Draft

We note above and the draft order below may be perused (This department is not concerned with the proposed delegation of powers to the chairman ~~Mangalore Port Trust~~ in this case

2

as it relates to Port Trusts). 4/1

The file may be passed on to Finance.

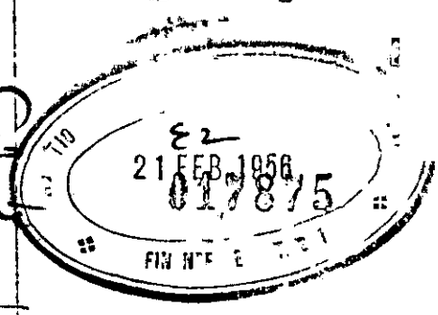
17/2/56

20/2/56

Fin

PubC Secy's no
No. 884/57.)
20.2.56

Fin (Ex)



The notes above and the draft order below may be perused and the case returned to PWD....

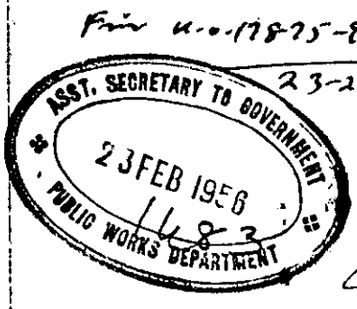
22/2/56

22/2

PW Secy. C&R

Fin U.O. 17875-E2/56

23-2-56.



L3

P.W.D.(B3).

~~Note for Circulation.~~

The draft order below delegating powers of appointing, promoting, punishing or granting of leave etc. to officers and servants of the Mangalore Port Trust Board under Section 27(1) of the Act, approved by the Board may be circulated to M(W) for approval. Public (Services) and Finance Departments have seen the case. The powers proposed to be delegated are similar to those delegated to the Chairman and Vice-Chairman of the Tuticorin Port Trust.

Law dept may kindly

24.2.56

27

29.2.56

Law

Law Dept

The formal alterations indicated in red ink on the draft orders may be made

5.3.56

PWD

PWD

ASSISTANT SECRETARY 2 MAR 1956 3318 LAW DEPARTMENT, MADRAS

Law No 3318/56-1

5-3-56

ASST. SECRETARY TO GOVERNMENT 1837 6-MAR 1956 PUBLIC WORKS DEPARTMENT

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3253×4/55

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P.W.D(L3)

NOTE FOR CIRCULATION

This file relates to the delegation of powers of appointing, promoting, punishing or granting leave etc. to officers and servants of the Mangalore Port Trust Board under section 27(1) of the Act, approved by the Board.

2. The powers proposed to be delegated are similar to those delegated to the Chairman and Vice-Chairman of the Tuticorin Port Trust. Pub. (Services), Finance and Law Departments have seen the case.

3. The file may be circulated to M (W)for approval.

pp 34-42 Cf (D)

pp 1-3 and I

Draft orders for approval.

7.3.56.

7/3/56

8356

10.3.56

13/3

13.3.56